

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Giritch *et al.* Confirmation No.: 1051
 Application No.: 10/544,135 Group No.: 1638
 Filed: August 23, 2005 Examiner: Bui, Phuong T.
 For: PLANT TRANSFORMATION WITH IN VIVO ASSEMBLY OF A
 SEQUENCE OF INTEREST

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of five months to respond to the Office Action dated February 3, 2010.

2. Applicant is ☒ other than a small entity. ☐ a small entity;

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/> one month	\$130.00	\$65.00
<input type="checkbox"/> two months	\$490.00	\$245.00
<input type="checkbox"/> three months	\$1,110.00	\$555.00
<input type="checkbox"/> four months	\$1,730.00	\$865.00
<input checked="" type="checkbox"/> five months*	\$2,350.00	\$1,175.00

**Cannot be used to exceed six-month statutory limit for response to an Official Action.*

☐ A check in the amount of \$ is enclosed.

☒ Charge Deposit Account No. 16-0605 for the extension fee.

☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing

☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

/david m. saravitz/

David M. Saravitz
 Registration No. 55,593

Customer No. 00826
ALSTON & BIRD LLP
 Bank of America Plaza
 101 South Tryon Street, Suite 4000
 Charlotte, NC 28280-4000
 Tel Raleigh Office (919) 862-2200
 Fax Raleigh Office (919) 862-2260